## IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF NORTH CAROLINA WESTERN DIVISION C.A. No. 5:09-cv-550-D

JONATHAN W. SUPLER, an individual; on behalf of himself and all others similarly situated,	) ) )
Plaintiff,	)
VS.	) ) ) <u>STIPULATION OF</u>
EXPORT DESIGNATION ASSESSMENT ANCELLIC O	) <u>DISMISSAL</u>
FIRST REVENUE ASSURANCE, LLC, a Delaware Limited Liability Company; and	)
JOHN AND JANE DOES NUMBERS 1	· )
THROUGH 25,	)
	)
Defendant.	)

NOW COMES the Plaintiff, JONATHAN W. SUPLER, through his attorney, and the Defendant, FIRST REVENUE ASSURANCE, LLC, through its attorney, and hereby stipulate that this matter is dismissed with prejudice as it pertains to Supler individually and that this matter is dismissed without prejudice as it pertains to the putative class. Each party shall bear its own costs.

/s/ Sarah E. Doerr
John K. Rossman, MN State Bar No. 244831
Sarah E. Doerr, MN State Bar No. 338679
Of Moss & Barnett, P.A.
4800 Wells Fargo Center
90 South Seventh Street
Minneapolis MN 55402
(612) 877-5000
RossmanJ@moss-barnett.com

DoerrSarah@moss-barnett.com

/s/ Philip D. Stern
Philip D. Stern
Philip D. Stern & Associates, LLC
697 Valley Street, Suite 2D
Maplewood NJ 07040-2642
Telephone: (973)644-0770
Telefacsimile: (973)532-0866
NJ State Bar No. 049521984
pstern@philipstern.com
Counsel for Plaintiff

## Counsel for Defendant

Caren D. Enloe Of Morris Manning & Martin, LLP NC State Bar No. 17394 PO Drawer 12768 Research Triangle Park NC 27709 Telephone: (919)806-2969

Telefacsimile: (919)806-2057

cenloe@mmmlaw.com

Local Rule 83.1 Counsel for Defendant

Peter R. Shedor Shedor Law Firm, PLLC 401 High House Road, Suite 140 Cary, NC 27513 pete@shedorlawfirm.com Telephone: (919)461-7017 Telefacsimile: (919)461-7018 NC State Bar No. 16050 Local Rule 83.1 Counsel for Plaintiff